

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Transport Department – Motor Vehicles – Stage Carriages – Town Service Routes – Formulation of Town Service Route from “Nakkaladinne to C.T.M. (via) Co-Operative Colony, Taluk Office, Government Hospital, Banglore Bus Stand, Church, Punganur Bus Stand, RTC Bus Stand Industrial Estate Sanatorium, ADS Farm, Pothapolu cross, Gudisivaripalle, Spinning Mills and C.T.C. Railway Station Chittoor District” under Section 68 (3)(ca) of the Motor Vehicles Act, 1988 – Rejected – Orders – Issued.

TRANSPORT, ROADS & BUILDINGS (TR.II) DEPARTMENT

G.O.Rt. No. 810

Dated 08-07-2009

Read the following:

1. Joint Application of Smt. R. Jayanthi & Sri P. Jagannatha Reddy of Chittoor District, Dated 11.06.2007 filed before Transport Commissioner, A.P., Hyderabad.
2. Survey Report in Lr. No. 3409/A1/98, Dated 24.08.2007 of DTC & Secretary, RTA, Chittoor.
3. Transport Commissioner, A.P., Hyderabad Letter No.3948/B2/2007, Dated 28.12.2007.
4. Transport Commissioner, A.P., Hyderabad Letter No.3948/B2/2007 Dated 04.06.2009.
5. Interim Orders of High Court of Andhra Pradesh, Dt. 20.05.2009 in W.P.M.P.No.13111 of 2009 in W.P.No.10156 of 2009 received on 10.06.2009.

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ORDER:-

The Transport Commissioner, Andhra Pradesh, Hyderabad vide reference 3rd read above, stated that Smt. R. Jayanthi & Sri P. Jagannatha Reddy of Chittoor District vide reference 3rd read above, have filed joint application Dated 11-6-2007 before the Transport Commissioner, Andhra Pradesh, Hyderabad for formulation of town service route from Nakkaladinne to C.T.M. (via) Co-Operative Colony, Taluk Office, Government Hospital, Banglore Bus Stand, Church, Punganur Bus Stand, RTC Bus Stand, Industrial Estate Sanatorium, ADS Farm, Pothapolu cross, Gudisivaripalle, Spinning Mills and C.T.C. Railway Station Chittoor District u/s 68 (3) (Ca) of M.V. Act, 1988.

2. Further the Transport Commissioner, A.P., Hyderabad has stated that the Deputy Transport Commissioner & Secretary, Regional Transport Authority, Chittoor furnished the particulars of the route vide reference 2nd read above, which are as follows:-

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| 1) Length of the route | : 14.8 Kms. |
| 2) Length of the route with in Municipal Limits | : 4.5 Kms. |
| 3) Length of the route outside the Municipal Limits | : 10.3 Kms. |
| 4) Overlapping distance on the notified route. | : 14.8 Kms. (entire route) |
| 5) Permissible overlapping distance | : 5.0 Kms. in G.O.Ms.No. 87/91
: 8.0 Kms. in G.O.No.1182/76 |
| 6) Details of existing transport facilities | : Served by both APSRTC &
Private. |
| 7) Condition of the scheme | : Mortable. |

P.T.O.

8) The applicable notified schemes & their conditions:

G.O.Ms. No. & Date	Scheme conditions.
1182/7.12.1976	This scheme shall not affect:- 2) The holders of the existing stage carriage permits in respect of town service routes; 3) The holders of the future stage carriage permits in respect of town service routes having no overlapping of not more than 8.0 Kms., on the notified route. 4) The holders of the existing stage carriage permits in respect of such route or routes, which overlap not more than 8.0Kms.on the notified route.
87/23.2.1991	1) The holders of stage carriage permits for a distance not exceeding 5.0 Kms., on the notified routes; 2) The existing town services operating on the notified route.

3. The Transport Commissioner, A.P., Hyderabad has stated that the entire route is overlapping a distance of 14.8 Kms. as against the allowable overlapping of 5.0 Kms. and 8.0 Kms. on the notified schemes in G.O. Ms. No. 1182, Dated 7.12.76 and in G.O. Ms. No. 87, Dated 23.2.1991 respectively, and he has rejected the recognition of the route as town service under rule 258(2)(ii) of Andhra Pradesh Motor Vehicles Rules, 1989.

4. Finally the Transport Commissioner, A.P., Hyderabad has stated that since, the overlapping on the notified schemes is more than permitted, he has requested the Government to reject the joint application filed by Smt. R. Jayanthi & Sri P. Jagannatha Reddy of Chittoor District for formulation of the above route under Rule 258(2)(ii) of APMV Rules 1989.

5. The Government after careful examination, hereby reject the joint application filed by Smt. R. Jayanthi & Sri P. Jagannatha Reddy of Chittoor District for formulation of the above route under section 68 (3) (ca) of Motor Vehicle Act, since the overlapping of the notified schemes is more than the permitted, keeping in view the interim order of High Court of Andhra Pradesh, Dt. 20.05.2009 W.P.No.10156 of 2009.

6. The Transport Commissioner, Andhra Pradesh, Hyderabad shall take further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K. RATNA PRABHA
PRINCIPAL SECRETARY TO GOVERNMENT

To:

The Transport Commissioner, Andhra Pradesh, Hyderabad.

Smt. R. Jayanthi & Sri P. Jagannatha Reddy of Chittoor District (through the Transport Commissioner, A.P., Hyderabad).

The Deputy Transport Commissioner, Chittoor (through the Transport Commissioner, A.P., Hyderabad).

Copy to:-

The Govt. Pleader for TR&B Department, High Court of Andhra Pradesh, Hyderabad (with reference to W.P.M.P.No.13111/09 in W.P.No. 10156/09).

P.S. to Hon'ble Minister for Transport.

P.S. to the Principal Secretary to Government, TR&B (Transport) Department.

The Law (E) Department.

//FORWARDED::BY ORDER//

SECTION OFFICER